

S.B.Cr.Misc. Bail Appli. No.5859/2007

(Shiv Chand alias Shiv Vs. State of Rajasthan)

Date of order : December 07, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.D.L.Mothsra, for the petitioner.

Mr.Ashok Upadhyaya, P.P. for the State.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned.

It is contended by the learned counsel for the petitioner that the jeep has been given to ply on hire and the petitioner has nothing to do with the jeep.

On careful perusal of the order impugned, it appears that it was the petitioner, who persuaded the first informant to part with the jeep and consequently the jeep has been misappropriated. In this view of the matter and the fact that the question of recovery of jeep is involved and looking to the serious allegation, I do not find it a fit case to grant anticipatory bail to the petitioner.

The bail application filed by the petitioner under section 438 Cr.P.C. is, therefore, dismissed.

(H.R.PANWAR),J.

m.asif/-